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DATE: June 21, 2005
TO: Mail Stop Amendment
Commissioner for Patents
ATTN: Examiner: Puneet Bhandari
Art Unit: 2666
FAX NUMBER: (703) 872-9306
FROM: S. Hossain Beladi, Attorney for Applicant
Registration No. 42,311

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ENCLOSED ARE:
• Terminal Disclaimer (2 pages)

APPLICANT: Lundby et al.
ASSIGNEE: QUALCOMM Incorporated
SERIAL NO.: 10/084,021
FILED: February 25, 2002
FOR: TIME OFFSET TECHNIQUE FOR INCREASING THE CAPACITY OF A CDMA SYSTEM

Please contact Stacy Dumrauf at (858) 658-5212 if all pages do not transmit.

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Attorney Docket No. PA607C1
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of)	
Lundby et al.)	For: TIME OFFSET TECHNIQUE
)	FOR INCREASING THE
)	CAPACITY OF A CDMA
)	SYSTEM
Serial No. 10/084,021)	Examiner: Puneet Bhandari
)	
Filed: February 25, 2002)	Group No.: 2666

**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION
UNDER 37 CFR §1.321(c)**

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I, S. Hossain Beladi, am the attorney of record for this invention. The assignee, QUALCOMM Incorporated, is located at 5775 Morehouse Drive, San Diego, California 92121.

EXTENT OF DISCLAIMANT'S INTEREST

The extent of the interest in this invention that the disclaimant owns is the whole of this invention.

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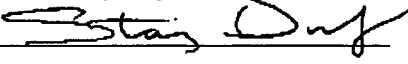
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The terminal part of the statutory term of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §154-156 and 173 of United States Patent No. 6,393,010 is hereby disclaimed, except as provided below, and it is agreed that any patent so granted on the above-identified application shall be enforceable only for, and during, such period that the legal title to said patent shall be the same as the legal title to United States Patent No. 6,393,010, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

In making the above disclaimer, claimant does not disclaim the terminal part of any patent granted on the above identified application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. § 154-156 and 173 of United States Patent No. 6,393,010, as presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR § 1.321; has all claims canceled by a reexamination certificate, is reissued in any manner or are terminated prior to expiration of its full statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

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Dated: June 21, 2005

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